

Docket No. GYN-0045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Priewe et al.

Serial No. : 09/589,242

Art Unit: 3731

Filed : June 7, 2000

Examiner: Paul A. Roberts

For : METHOD AND APPARATUS FOR ADJUSTING FLEXIBLE AREAL
POLYMER IMPLANTS

I hereby certify that this correspondence is being deposited with the
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Aug. 12, 2003
(Date of Deposit)

Melissa J. Szanto
(Name of applicant, assignee, or Registered Representative)

Melissa J. Szanto
(Signature)

Aug 12, 2003
(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

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information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e)
(attached); or

☐ Please charge Deposit Account No. 10-
0750/ / the fee of \$180.00 as set forth
in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☒ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ There are no listed references which are not in the English language.

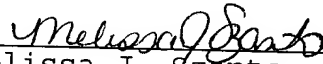
☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

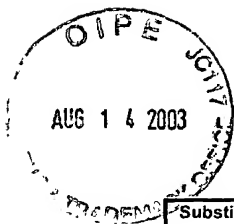
Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/GYN-0045/MJS. This form is submitted in triplicate.

Respectfully submitted,


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DATED: *Aug. 12, 2003*



PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priewe
Group Art Unit	3731
Examiner Name	P.A. Roberts
Attorney Docket Number	GYN-0045

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code ² (if known)			
		2002/0058959		Gellman	05/16/2002	
		2002/0028980		Thierfelder et al	03/07/2002	
		2001/0018549		Scetbon, V.	08/30/2001	
		5507796		Hasson	04/16/1996	
		5816258		Jervis	10/06/1998	
		5840011		Landgrebe et al	11/24/1998	
		5860425		Benderev et al	01/19/1999	
		6110101		Tihon et al	08/29/2000	
		6221005		Bruckner et al	04/24/2001	
		6306079		Trabucco	10/23/2001	
		6334446		Beyar	01/01/2002	
		6382214		Raz et al	05/07/2002	
		6406423		Scetbon, V	06/18/2002	
		6475139	B1	Miller	11/5/2002	

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TECHNOLOGY CENTER R3700**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵				
		WO	02/38079		Ethicon GMBH	05/16/2002		
		WO	96/06597		Alcon Labs, Inc.	03/07/1996		
		WO	97/13465		Medscand Medical AB	04/17/1997		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		PETROS, P.E. PAPA, "Vault Prolapse II: Restoration of Dynamic Vaginal Supports by Infracoccygeal Sacropexy, an Axial Day-Case Vaginal Procedure", International Urogynecol Journal (2001) vol. 12, pgs. 296-303, Springer-Verlag London Ltd.	
		PETROS, P.E. PAPA, Vault Prolapse I: "Dynamic Supports of the Vagina", International Urogynecol Journal (2001) vol. 12, pgs. 292-295, Springer-Verlag London Ltd.	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

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